

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**LEE ROY ROMERO,**

**Plaintiff,**

**vs.**

**Cause No. CIV-07-1093 MV/RHS**

**OFFICER ERIC SCHUM,  
an Officer Employed by the  
New Mexico State Police,  
Individually,**

**Defendant.**

**DEFENDANT'S NOTICE OF APPEAL**

**COMES NOW** Defendant, Officer Eric Schum, by and through his counsel of record, Brennan & Sullivan, P.A. (James P. Sullivan and Christina L. G. Brennan), and hereby gives notice of his appeal to the United States Tenth Circuit Court of Appeals from the district Court's Memorandum Opinion and Order Granting Plaintiff's Motion to Reconsider Denial of Motion for Judgment as a Matter of Law [Doc. 133] (attached hereto as Exhibit A).

This notice is timely filed in accordance with the Federal Rules of Appellate Procedure.

Respectfully submitted,

BRENNAN & SULLIVAN, P.A.

By: */s/ James P. Sullivan*  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 22<sup>nd</sup> day of June, 2012, I filed the foregoing electronically through the CM/ECF system, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

Sharon B. Hawk, Esq., attorney for Plaintiff  
[Sharon@hawklawpa.com](mailto:Sharon@hawklawpa.com)

By: */s/ James P. Sullivan*  
James P. Sullivan